

**UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In the Matter of

Patricia Harte-Kuscin,
Debtor.

Pentex Holdings LLC,
Movant

vs.

Patricia Harte-Kuscin,
Respondent

and

Scott F. Waterman,
Trustee.

CHAPTER 13

CASE NO. 19-13393-jkf

HEARING DATE: February 26, 2020

HEARING TIME: 9:30 AM

LOCATION

U.S. Bankruptcy Court
Eastern District of Pennsylvania
Robert N.C. Nix Federal Courthouse
Courtroom No 3
900 Market Street
Philadelphia, Pennsylvania

**STIPULATION RESOLVING OBJECTIONS TO PROPOSED CHAPTER 13 PLAN
WITH RELIEF FROM AUTOMATIC STAY AND CO-DEBTOR STAY**

IT IS HEREBY STIPULATED by and between Creditor, Pentex Holdings LLC, its assignees and/or successors in interest ("Creditor"), through its counsel, Jason Brett Schwartz, Esquire, and Debtor Patricia Harte-Kuscin, through her counsel, Michael Adam Cohen, Esquire, and Scott F. Waterman, Chapter 13 Trustee.

Creditor filed an Objection to the Debtor's Amended Chapter 13 Plan on January 15, 2020 at Doc. 27. The parties have agreed to amicably resolve the Objection as follows:

1. Relief from the automatic stay and co-debtor in the above-entitled bankruptcy proceeding is immediately vacated and extinguished for all purposes as to the subject Property, and Creditor, its assignees and/or successors in interest, may proceed with foreclosure of the subject Property generally described as 8739 Gillespie Street, Philadelphia, PA 19136, pursuant

to applicable state law, and thereafter commence any action necessary to obtain complete possession thereof.

2. The Order Approving Stipulation and Vacating Stay shall provide for the 14-day stay described by Bankruptcy Rule 4001(a)(3) to be waived.

3. In accordance with U.S.C. §109(g), the Debtor may not file any further bankruptcy cases for a period of 180 days upon entry of the Order Approving Stipulation and Vacating Stay, except upon motion by the Debtor and for good cause shown.

4. The parties request that the Court enter an Order Approving this Stipulation Resolving Objections to Proposed Chapter 13 Plan with Relief from Automatic Stay and Co-Debtor Stay:

Respectfully submitted,

Dated: _____

MESTER & SCHWARTZ, P.C.

/s/ Jason Brett Schwartz

Jason Brett Schwartz, Esquire

Counsel for Creditor

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S.124-6674.NF

Dated: 2/24/2020



Michael Adam Cohen, Esq.

Law Office of Michael A. Cohen

2113 Snyder Ave.

Philadelphia, PA 19145

Dated: _____

Scott F. Waterman
Chapter 13 Trustee
2901 St. Lawrence Ave., Suite 100
Reading, PA 19606

IT IS SO ORDERED

Jean K. FitzSimon
BANKRUPTCY JUDGE